



Fields of Opportunities

STATE OF IOWA

TERRY BRANSTAD, GOVERNOR
KIM REYNOLDS, LT. GOVERNOR

IOWA BOARD OF MEDICINE
MARK BOWDEN, EXECUTIVE DIRECTOR

IOWA BOARD OF MEDICINE REGULARLY SCHEDULED MEETING: January 23-24, 2014

A G E N D A^{1, 2, 3, 4, 5}

BOARD MEMBERS: Greg Hoversten, D.O., Chairperson; Hamed Tewfik, M.D., Vice Chairperson; Michael Thompson, D.O., Secretary; Robert Bender, M.D.; Frank Bognanno; Julie Carmody, M.D.; Diane Clark; Ann Gales; Julie Perkins, M.D.; Allison Schoenfelder, M.D.

THURSDAY, JANUARY 23, 2014

7:30 a.m. **EXECUTIVE COMMITTEE – Medical Conference Room B**
Chair Hoversten, Clark, Gales, Tewfik, Thompson

7:30 a.m. **SCREENING COMMITTEE – Board Room**
Chair Perkins, Bender, Bognanno, Carmody, Schoenfelder

OPEN SESSION - Board Room
Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

CLOSED SESSION¹ - Board Room
Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

A. Iowa Physician Health Committee

1. Notices of non-compliance

B. Review of closed minutes

1. December 19-20, 2013

OPEN SESSION - Board Room
Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

10:00 a.m. – Noon

OPEN SESSION/PUBLIC MEETING – Offsite

Capitol Building (Room #15 – Legislative Dining Room)

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

A. Roll-call to establish quorum, acknowledgement of absent Board members, and approval of agenda^{3,4}

B. Opportunity for public comments⁵

C. Board minutes for consideration of approval:

1. December 19-20, 2013, Board meeting (open & closed)

D. Chair's report

E. Executive Director's report

F. 2014 Legislature

1. Update on legislation
2. Proposed legislation

G. Administrative Rules

1. Update on judicial review of ARC 653-Chapter 13.10 – Standards of Practice for physicians who perform medical abortions

H. Reports

1. **Citizen Advocacy Center annual meeting, October 29-30, 2013, Seattle, Washington.** (Diane Clark, public member, Board of Medicine)

I. Iowa Physician Health Committee/Program

1. Year-end statistical report
2. Appointment of IPHC member

J. Judicial review & Legal update

1. Mark Collison, M.D. – Appeals Court affirmed Board's decision.
2. Donna DeLouis, D.O. – District Court affirmed Board's decision and an appeal is pending.
3. Robert Tobin, M.D. – Appeals Court affirmed Board's decision
4. Fawad Zafar, M.D. – Appeals Court affirmed Board's decision. Dr. Zafar seeking further review.
5. Doe v. Board of Medicine – District Court dismissed and an appeal is pending.

K. Federation of State Medical Boards

1. Annual meeting April 24-26, 2014, Denver, CO
2. House of Delegates resolutions due February 24, 2014
3. Medical licensure compact task force
4. Maintenance of licensure task force

L. Reports & Articles

1. *Doctor investigations often start elsewhere*, by Karisa King, Chicago Tribune, January 8, 2014
2. *Effort to streamline medical licensing gains support in US Senate*, Federation of State Medical Boards, January 15, 2014
3. *How qualified is your doctor*, Wall Street Journal, January 21, 2014.
4. *The lowdown on burnout in medicine*, by Monica J. Smith, Gastroenterology & Endoscopy News, January 2014
5. *New data book reports increase in Iowa's physician workforce*, December 30, 2013
6. *When doctors disagree: What should you tell patients?*, by Zackary Berger, M.D., January 14, 2014
7. *Wichita surgeon's rehabilitating career scarred by drugs, alcohol*, by Tim Carpenter, Topeka Capital-Journal, December 30, 2013.

LUNCH BREAK

12:45 p.m.

HEARING² – Board Room

Panel members: Chair Hoversten, Tewfik, Thompson, Carmody, Perkins, Schoenfelder, Bognanno.

In the matter of the Statement of Charges against Amjad Butt, M.D., Respondent, File No. 02-2008-154 – Hearing on Remand

1. Roll call to establish quorum of the December 20, 2013, Hearing on Remand in the Matter of the Statement of Charges against Amjad I. Butt, M.D., Respondent. File No. 02-2008-154.
2. Vote to meet in closed session pursuant to **Iowa Code section 21.5(1)(f)** for the purpose of discussing the decision to be rendered in the Matter of the Statement of Charges against Amjad I. Butt, M.D., Respondent. File No. 02-2008-154– Hearing on Remand.
3. Meet in open session to vote on Decision and Order in the Matter of the Statement of Charges against Amjad I. Butt, M.D., Respondent. File No. 02-2008-154 – Hearing on Remand.

OPEN SESSION - Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

1:00 p.m.

MONITORING COMMITTEE – Board Room

Chair Tewfik, Bognanno, Carmody, Hoversten, Perkins

1:00 p.m.

LICENSURE COMMITTEE - Medical Conference Room B

Chair Thompson, Bender, Clark, Gales, Schoenfelder

OPEN SESSION - Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

CLOSED SESSION¹ – Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

OPEN SESSION - Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

A. Vote on Closed Session Cases

3:00 p.m.

HEARING² - Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

In the matter of the Statement of Charges against Nathan Singer, M.D., Respondent, File No. 02-11-567 – Motion to Dismiss

This hearing may be closed at the request of the respondent pursuant to Iowa Code section 272C.6(1).

OPEN SESSION - Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

CLOSED SESSION¹ - Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

OPEN SESSION - Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

A. Unlicensed Practice of Medicine Cases

B. Vote on Closed Session Cases

FRIDAY, JANUARY 24, 2014

7:30 a.m.

OPEN SESSION - Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

CLOSED SESSION¹ - Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

LUNCH BREAK

CLOSED SESSION¹ – Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

OPEN SESSION - Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

A. Vote on Closed Session Cases

ADJOURN

(1) The confidential matters listed on the agenda may concern medical records on the condition, diagnosis, care or treatment of a patient or investigation reports and other investigative information which are privileged and confidential under the provisions of Sections 22.7(2) and 272C.6(4), of the 2012 Code of Iowa. These matters constitute a sufficient basis for the Board to consider a closed session under the provisions of Section 21.5(1)(a), (d), (f) and (g) of the 2012 Code of Iowa. These sections provide that a governmental body may hold a closed session only by affirmative public vote of either two-thirds of the members of the body if all present, or all of the members present if not all members are present at the meeting to review or discuss records which are required or authorized by state or federal law to be kept confidential, to discuss whether to initiate licensee disciplinary investigations or proceedings and to discuss the decision to be rendered in a contested case conducted according to the provisions of Chapter 17A.

(2) Hearings may be closed at the discretion of the licensee, according to Section 272C.6(1) of the Code of Iowa 2012.

(3) Public agenda materials are available via e-mail. Public sessions are recorded and available via CD upon request. Contact natalie.sipes@iowa.gov

(4) The Iowa Board of Medicine may address agenda items out of sequence to accommodate persons appearing before the Board or to aid in the efficiency or effectiveness of the meeting.

(5) At this time, members of the audience may address the Board for a period not to exceed 5 minutes. The Board reserves the right to reduce this time based on the number wishing to speak. If a member of the public wishes to address the Board with the intention of getting a Board decision at the meeting, the individual should request permission to be on the Board agenda. Written requests are due in the Board office at least 14 days in advance of the meeting.

The next scheduled Board meeting is Thursday and Friday, March 6-7, 2014, at 400 SW Eighth Street, Suite C, Des Moines, Iowa.

If you require the assistance of auxiliary aids or services to participate in/or attend the meeting because of a disability, please call our ADA Coordinator at (515) 281-5604. If you are hearing impaired, call Relay IA TTY at 1-800-735-2942.